

House File 648

H-1459

1 Amend House File 648 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <DIVISION I

5 STATE BOND REPAYMENT FUND

6 Section 1. STATE BOND REPAYMENT FUND — TAXPAYERS
7 TRUST FUND.

8 1. Notwithstanding section 8.55, subsection
9 2, paragraph "b", if the Iowa economic emergency
10 fund reaches its maximum balance in the fiscal year
11 beginning July 1, 2013, after the designated portion of
12 the excess moneys is transferred to the taxpayers trust
13 fund pursuant to section 8.55, subsection 2, paragraph
14 "a", the next \$116,100,000 is transferred to the state
15 bond repayment fund created by this Act.

16 2. If the treasurer of state determines that the
17 amount transferred pursuant to subsection 1 is not
18 sufficient to defease or redeem the bonds specified
19 in section 8.57F, subsection 2, as enacted by this
20 division of this Act, and to pay the costs relating to
21 the defeasance or redemption, to the entire extent that
22 the bonds may be defeased or redeemed, the treasurer of
23 state may submit a written request to the department
24 of management that the department certify the amount
25 of the insufficiency as determined by the treasurer of
26 state. The request shall detail the information needed
27 by the department of management to determine whether
28 the department concurs with the treasurer of state's
29 determination. Upon issuance of the department of
30 management's written certification of the insufficiency
31 amount, there is transferred from the Iowa economic
32 emergency fund, after the transfer made pursuant to
33 subsection 1 to the state bond repayment fund, an
34 amount equal to the insufficiency amount certified by
35 the department of management. The treasurer of state's
36 request, any documents relating to the request, and the
37 department of management's certification shall also
38 be submitted to the chairpersons and ranking members
39 of the committees on appropriations of the senate and
40 house of representatives and the legislative services
41 agency at the time of submission or certification.

42 3. To the extent the following bonds are defeased
43 or redeemed by moneys transferred or credited to the
44 state bond repayment fund created in section 8.57F,
45 as enacted by this division of this Act, there is
46 transferred to the general fund of the state from the
47 revenue source otherwise designated by law for payment
48 of the bonds, an amount equal to that which otherwise
49 would have been paid in connection with the bonds from
50 such revenue source for the fiscal year beginning July

1 1, 2013:

2 a. The premier destination park bonds issued
3 pursuant to section 463C.12.

4 b. The Iowa jobs program bonds issued pursuant
5 to section 12.87, subsection 1, paragraph "b",
6 subparagraph (3), on which the interest is subject to
7 federal income tax.

8 c. The school infrastructure program bonds issued
9 pursuant to sections 12.81 through 12.86.

10 Sec. 2. NEW SECTION. 8.57F State bond repayment
11 fund.

12 1. a. The state bond repayment fund is created.
13 The fund shall be separate from the general fund of
14 the state and the balance in the fund shall not be
15 considered part of the balance of the general fund of
16 the state. The moneys credited to the fund are not
17 subject to section 8.33 and shall not be transferred,
18 used, obligated, appropriated, or otherwise encumbered
19 except as provided in this section.

20 b. Moneys in the fund shall only be used for the
21 defeasance or redemption of outstanding obligations
22 issued by the state or an authority of the state that
23 have debt service paid by a dedicated revenue source
24 and for payment of costs relating to the defeasance or
25 redemption.

26 c. Moneys in the fund may be used for cash flow
27 purposes during a fiscal year provided that any moneys
28 so allocated are returned to the fund by the end of
29 that fiscal year.

30 d. Except as provided in section 8.58, the fund
31 shall be considered a special account for the purposes
32 of section 8.53 in determining the cash position of
33 the general fund of the state for the payment of state
34 obligations.

35 2. The moneys credited to the fund for the fiscal
36 year beginning July 1, 2013, are appropriated to the
37 treasurer of state to defease or redeem the following
38 bonds and to pay the costs relating to the defeasance
39 or redemption, to the extent the bonds can be
40 defeased or redeemed and costs paid within the amount
41 appropriated. The bonds shall be defeased or redeemed
42 in the following order of priority:

43 a. In conjunction with the honey creek premier
44 destination park authority, the premier destination
45 park bonds issued pursuant to section 463C.12.

46 b. In conjunction with the Iowa finance authority,
47 the prison infrastructure revenue bonds issued pursuant
48 to section 16.177.

49 c. The Iowa jobs program bonds issued pursuant
50 to section 12.87, subsection 1, paragraph "b",

1 subparagraph (3), on which the interest is subject to
2 federal income tax.

3 *d.* The school infrastructure program bonds issued
4 pursuant to sections 12.81 through 12.86.

5 3. Any bonds listed in subsection 2 that are not
6 defeased or redeemed in accordance with this section
7 shall continue to be payable from their original
8 dedicated revenue source as designated by laws.

9 Sec. 3. Section 8.58, Code 2013, is amended to read
10 as follows:

11 **8.58 Exemption from automatic application.**

12 1. To the extent that moneys appropriated under
13 section 8.57 do not result in moneys being credited
14 to the general fund under section 8.55, subsection
15 2, moneys appropriated under section 8.57 and moneys
16 contained in the cash reserve fund, rebuild Iowa
17 infrastructure fund, environment first fund, Iowa
18 economic emergency fund, ~~and~~ taxpayers trust fund,
19 and state bond repayment fund shall not be considered
20 in the application of any formula, index, or other
21 statutory triggering mechanism which would affect
22 appropriations, payments, or taxation rates, contrary
23 provisions of the Code notwithstanding.

24 2. To the extent that moneys appropriated under
25 section 8.57 do not result in moneys being credited
26 to the general fund under section 8.55, subsection
27 2, moneys appropriated under section 8.57 and moneys
28 contained in the cash reserve fund, rebuild Iowa
29 infrastructure fund, environment first fund, Iowa
30 economic emergency fund, ~~and~~ taxpayers trust fund, and
31 state bond repayment fund shall not be considered by an
32 arbitrator or in negotiations under chapter 20.

33 Sec. 4. EFFECTIVE UPON ENACTMENT — APPLICABILITY.

34 1. This division of this Act, being deemed of
35 immediate importance, takes effect upon enactment.

36 2. The section of this division of this Act
37 providing for transfer of moneys from the Iowa economic
38 emergency fund to the state bond repayment fund instead
39 of the general fund of the state applies to transfers
40 made from the Iowa economic emergency fund after the
41 effective date of this division of this Act and the
42 state general fund expenditure limitation calculated
43 for the fiscal year beginning July 1, 2013, shall be
44 adjusted accordingly.

45 DIVISION II

46 PUBLIC RETIREMENT SYSTEMS

47 Sec. 5. JUDICIAL RETIREMENT FUND. There is
48 transferred from the general fund of the state to the
49 judicial retirement fund described in section 602.9104,
50 for the fiscal year beginning July 1, 2012, and ending

1 June 30, 2013, an amount equal to \$18,900,000.
2 Sec. 6. PEACE OFFICERS' RETIREMENT, ACCIDENT,
3 AND DISABILITY SYSTEM RETIREMENT FUND. There is
4 transferred from the general fund of the state to the
5 peace officers' retirement, accident, and disability
6 system retirement fund described in section 97A.8, for
7 the fiscal year beginning July 1, 2012, and ending June
8 30, 2013, an amount equal to \$91,300,000.

9 Sec. 7. REPEAL. Section 97A.11A, Code 2013, is
10 repealed.
11 Sec. 8. EFFECTIVE UPON ENACTMENT. This division of
12 this Act, being deemed of immediate importance, takes
13 effect upon enactment.

14 DIVISION III

15 MISCELLANEOUS APPROPRIATIONS

16 Sec. 9. GENERAL FUND APPROPRIATIONS — FY
17 2012-2013. There is appropriated from the general fund
18 of the state to the following departments and agencies
19 for the fiscal year beginning July 1, 2012, and ending
20 June 30, 2013, the following amounts, or so much
21 thereof as is necessary, to be used for the purposes
22 designated:

23 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
24 a. For projects related to major repairs and
25 major maintenance needs including health, life, and
26 fire safety needs and for compliance with the federal
27 Americans with Disabilities Act for state buildings:
28 \$ 2,500,000

29 b. For costs associated with capitol interior and
30 exterior restoration, including the installation of a
31 lightning protection system:
32 \$ 330,000

33 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
34 For deposit in the agricultural drainage well water
35 quality assistance fund created in section 460.303 to
36 be used for purposes of supporting the agricultural
37 drainage well water quality assistance program as
38 provided in section 460.304:
39 \$ 1,620,000

40 Notwithstanding section 8.33, moneys appropriated in
41 this subsection that remain unencumbered or unobligated
42 at the close of the fiscal year shall not revert but
43 shall remain available for expenditure for the purposes
44 designated until the close of the fiscal year beginning
45 July 1, 2015.

46 The appropriation in this subsection is in lieu of
47 the appropriation made from the environment first fund
48 for the fiscal year beginning July 1, 2013, for the
49 same purpose in 2013 Iowa Acts, Senate File 435, if
50 enacted.

1 3. DEPARTMENT OF COMMERCE — DIVISION OF BANKING
2 For financial literacy education:
3 \$ 100,000

4 a. DEFINITIONS
5 For the purposes of this subsection, unless the
6 context otherwise requires:

7 (1) "Administrator" means the division of banking
8 of the department of commerce.

9 (2) "Financial institution" means a bank, bank
10 holding company, savings bank, or savings and loan
11 association organized under the law of this state,
12 another state, or the United States, approved for
13 participation by the administrator.

14 (3) "Operating organization" means an agency
15 selected by the administrator for involvement in
16 financial literacy education.

17 b. PROGRAM — ELIGIBILITY

18 (1) The administrator shall utilize a request
19 for proposals process for selection of operating
20 organizations.

21 (2) The selected operating organization shall
22 administer a financial literacy education program
23 through financial institutions to citizens of the
24 state. The program shall include any of the following:

25 (a) Home buyer education.

26 (b) Financial literacy education for students in
27 kindergarten through grade twelve and for college
28 students.

29 (c) Financial literacy programs for entrepreneurs.

30 (d) Financial literacy teacher training.

31 c. By October 1, each year through October 1, 2016,
32 the division shall submit a report to the general
33 assembly detailing the expenditures made from the
34 moneys appropriated in this subsection during the
35 previous fiscal year.

36 d. Notwithstanding section 8.33, moneys
37 appropriated in this paragraph that remain unencumbered
38 or unobligated at the close of the fiscal year shall
39 not revert but shall remain available for expenditure
40 for the purposes designated until the close of the
41 fiscal year beginning July 1, 2015.

42 4. DEPARTMENT OF CORRECTIONS

43 For the construction project and one-time furniture,
44 fixture, and equipment costs at the Iowa correctional
45 facility for women at Mitchellville:

46 \$ 11,200,000

47 5. IOWA ECONOMIC DEVELOPMENT AUTHORITY

48 a. For infrastructure building and site development
49 at a proposed manufacturing center of excellence and
50 for the purchase of advanced manufacturing equipment

1 for the proposed center:
2 \$ 3,500,000
3 Notwithstanding section 8.33, moneys appropriated in
4 this paragraph that remain unencumbered or unobligated
5 at the close of the fiscal year shall not revert but
6 shall remain available for expenditure for the purposes
7 designated until June 30, 2015.
8 b. For services pertaining to the pursuit and
9 possible establishment of a regional hub under the
10 national network for manufacturing innovation program
11 to accelerate development and adoption of innovative
12 manufacturing technologies for making new globally
13 competitive products:
14 \$ 500,000
15 Notwithstanding section 8.33, moneys appropriated in
16 this paragraph that remain unencumbered or unobligated
17 at the close of the fiscal year shall not revert but
18 shall remain available for expenditure for the purposes
19 designated until the close of the fiscal year beginning
20 July 1, 2014.
21 c. For renovations, expansions, and enhancements
22 to facilities for an adult day program at a year-round
23 camp for persons with disabilities in a central Iowa
24 city with a population between one hundred ninety-five
25 thousand and two hundred five thousand in the latest
26 preceding certified federal census:
27 \$ 250,000
28 d. For costs associated with the hosting of a
29 national junior summer olympics by a nonprofit sports
30 organization:
31 \$ 250,000
32 Notwithstanding section 8.33, moneys appropriated in
33 this paragraph that remain unencumbered or unobligated
34 at the close of the fiscal year shall not revert but
35 shall remain available for expenditure for the purposes
36 designated until the close of the fiscal year beginning
37 July 1, 2013.
38 e. For the provision of financial assistance
39 including the establishment of a loan program; for
40 technical assistance, marketing, and education to
41 businesses interested in establishing employee stock
42 ownership plans; and for procurement of the services
43 of an independent contractor with expertise in the
44 formation of the employee stock ownership plans:
45 \$ 500,000
46 Notwithstanding section 8.33, moneys appropriated in
47 this paragraph that remain unencumbered or unobligated
48 at the close of the fiscal year shall not revert but
49 shall remain available for expenditure for the purposes
50 designated until the close of the fiscal year beginning

1 July 1, 2014.

2 On or before January 15, 2015, the authority
3 shall submit a report to the general assembly and
4 the governor's office describing the expenditure of
5 moneys appropriated pursuant to this lettered paragraph
6 "e" and evaluating the success of the assistance and
7 promotion program.

8 6. DEPARTMENT OF EDUCATION

9 a. For the Iowa reading research center established
10 pursuant to section 256.9:

11 \$ 669,000

12 Notwithstanding section 8.33, moneys appropriated in
13 this paragraph that remain unencumbered or unobligated
14 at the close of the fiscal year shall not revert but
15 shall remain available for expenditure for the purposes
16 designated until the close of the fiscal year beginning
17 July 1, 2013.

18 b. For purposes of implementing the statewide
19 core curriculum for school districts and accredited
20 nonpublic schools and a state-designated career
21 information and decision-making system:

22 \$ 1,000,000

23 Notwithstanding section 8.33, moneys appropriated in
24 this paragraph that remain unencumbered or unobligated
25 at the close of the fiscal year shall not revert but
26 shall remain available for expenditure for the purposes
27 designated until the close of the fiscal year beginning
28 July 1, 2013.

29 c. For major renovation and major repair needs,
30 including health, life, and fire safety needs and for
31 compliance with the federal Americans with Disabilities
32 Act for buildings and facilities under the purview of
33 the community colleges:

34 \$ 1,000,000

35 7. DEPARTMENT OF HUMAN RIGHTS

36 For deposit in the individual development account
37 state match fund created in section 541A.7 to support
38 the operating organizations providing individual
39 development accounts in Iowa:

40 \$ 100,000

41 a. If the term of a contract with an operating
42 organization ends prior to June 30, 2014, the
43 department shall renew the contract to at least June
44 30, 2014.

45 b. By October 1, each year through October 1,
46 2016, the department shall submit a report to the
47 general assembly detailing the expenditures made from
48 the moneys appropriated in this subsection during the
49 previous fiscal year by the operating organizations.

50 c. Notwithstanding section 8.33, moneys

1 appropriated in this subsection that remain
2 unencumbered or unobligated at the close of the fiscal
3 year shall not revert but shall remain available for
4 expenditure for the purposes designated until the close
5 of the fiscal year beginning July 1, 2015.

6 8. DEPARTMENT OF HUMAN SERVICES

7 a. For a grant to a nonprofit child welfare,
8 juvenile justice, and behavioral health agency for
9 the construction of a psychiatric medical institution
10 for children in a city with a population between
11 twenty-eight thousand and twenty-nine thousand in the
12 latest preceding certified federal census:

13 \$ 1,000,000

14 b. For a grant to a nonprofit agency that provides
15 innovative solutions to children and adults with autism
16 in a city with a population between fourteen thousand
17 five hundred and fifteen thousand five hundred in the
18 latest preceding certified federal census for costs
19 associated with improvements to facilities:

20 \$ 800,000

21 c. For allocation to an Iowa food bank association
22 selected by the department for the purchase of food on
23 behalf of an Iowa emergency feeding organization or
24 for the distribution of moneys to the Iowa emergency
25 feeding organizations for the purchase of food:

26 \$ 1,000,000

27 The moneys appropriated in this paragraph shall be
28 allocated only to the extent that the allocated moneys
29 are matched on a dollar-for-dollar basis.

30 Notwithstanding section 8.33, moneys appropriated in
31 this paragraph that remain unencumbered or unobligated
32 at the close of the fiscal year shall not revert but
33 shall remain available for expenditure for the purposes
34 designated until the close of the fiscal year beginning
35 July 1, 2014.

36 9. IOWA JUDICIAL BRANCH

37 For costs associated with the continued development
38 and implementation of the electronic document
39 management system:

40 \$ 3,000,000

41 10. DEPARTMENT OF PUBLIC SAFETY

42 a. For equipment, other than land mobile radio
43 communications equipment:

44 \$ 1,000,000

45 Notwithstanding section 8.33, moneys appropriated in
46 this paragraph that remain unencumbered or unobligated
47 at the close of the fiscal year shall not revert but
48 shall remain available for expenditure for the purposes
49 designated until the close of the fiscal year beginning
50 July 1, 2013.

1 b. For providing administrative support for the
2 public safety training and facilities task force
3 established in this paragraph:

4 \$ 50,000

5 (1) A public safety training and facilities task
6 force is established. The department of public safety
7 shall provide administrative support for the task
8 force.

9 (2) The task force shall consist of the following
10 members:

11 (a) One member appointed by the Iowa state
12 sheriffs' and deputies' association.

13 (b) One member appointed by the Iowa police chiefs
14 association.

15 (c) One member who is a fire fighter appointed by
16 the Iowa professional fire fighters association.

17 (d) One member who is the administrator of the Iowa
18 fire service training bureau or the administrator's
19 designee.

20 (e) One member who is a representative of the fire
21 service who is not a fire chief appointed by the Iowa
22 firefighters association.

23 (f) The director of the Iowa law enforcement
24 academy or the director's designee.

25 (g) The commissioner of public safety or the
26 training coordinator of the department of public
27 safety, as designated by the commissioner.

28 (h) The state fire marshal or the state fire
29 marshal's designee.

30 (i) One member appointed by the Iowa state police
31 association.

32 (j) One member who is a fire chief appointed by the
33 Iowa fire chiefs association.

34 (k) One member appointed by the Iowa emergency
35 medical services association.

36 (l) One member appointed by the Iowa emergency
37 management association.

38 (m) One member who is a fire chief appointed by the
39 Iowa association of professional fire chiefs.

40 (n) One member who is a member of the office
41 of motor vehicle enforcement of the department of
42 transportation appointed by the director of the
43 department of transportation.

44 (o) Four members of the general assembly serving
45 as ex officio, nonvoting members, one representative
46 to be appointed by the speaker of the house of
47 representatives, one representative to be appointed by
48 the minority leader of the house of representatives,
49 one senator to be appointed by the majority leader of
50 the senate, and one senator to be appointed by the

1 minority leader of the senate.

2 (3) The voting members of the task force shall
3 select one chairperson and one vice chairperson. The
4 vice chairperson shall preside in the absence of
5 the chairperson. Section 69.16A shall apply to the
6 appointed members of the task force.

7 (4) It is the intent of the general assembly in
8 establishing this task force that the task force
9 develop a coordinated plan amongst all public safety
10 disciplines that would oversee the construction of a
11 consolidated fire and police public safety training
12 facility, provide for the establishment of a governance
13 board for the public safety disciplines and the
14 consolidated facility, and to establish a consistent
15 and steady funding mechanism to defray public safety
16 training costs on an ongoing basis.

17 (5) The task force shall seek and consider input
18 from all interested stakeholders and members of the
19 public and shall include an emphasis on receiving input
20 from fire service, law enforcement, and emergency
21 medical services personnel. The task force shall
22 consider and develop strategies relating to public
23 safety training facility governance with the goal of
24 all public safety disciplines being represented. Each
25 public safety discipline shall advise the task force by
26 developing individual training policies as determined
27 by the discipline's governing bodies. The task force
28 shall also develop a proposal for a joint public safety
29 training facility, a budget for construction and future
30 operation of the facility, financing options, including
31 possible public-private partnerships, for construction
32 and operation of the facility, and potential locations
33 for the facility that are centrally located in this
34 state.

35 (6) (a) The task force shall provide interim
36 reports to the general assembly by December 31 of each
37 year concerning the activities of the task force and
38 shall submit its final report, including its findings
39 and recommendations, to the general assembly by
40 December 31, 2016.

41 (b) The final report shall include but not be
42 limited to recommendations concerning the following:

43 (i) Consolidation of public safety governance
44 within a single board and the membership of the board.
45 Board duties would include overseeing the construction
46 and maintenance of a consolidated fire and police
47 public safety training facility.

48 (ii) Development of a consolidated fire and police
49 public safety training facility, including possible
50 locations, building recommendations, and financing

1 options.

2 (iii) Any other recommendations relating to public
3 safety training and facilities requirements.

4 c. For the regional emergency response training
5 centers, to be distributed on an equal basis:

6 \$ 150,000

7 Notwithstanding section 8.33, moneys appropriated in
8 this paragraph that remain unencumbered or unobligated
9 at the close of the fiscal year shall not revert but
10 shall remain available for expenditure for the purposes
11 designated until the close of the fiscal year beginning
12 July 1, 2014.

13 11. STATE BOARD OF REGENTS

14 a. For the repair or replacement of failed or
15 failing building components, for immediate fire safety
16 needs, and for compliance with the federal Americans
17 with Disabilities Act, at regents institutions:

18 \$ 2,000,000

19 b. For infrastructure improvements to construct a
20 multipurpose training facility at the state hygienic
21 laboratory at the state university of Iowa:

22 \$ 1,000,000

23 c. For the university of northern Iowa for funding
24 issues related to high enrollment by in-state students:

25 \$ 10,000,000

26 Notwithstanding section 8.33, moneys appropriated
27 in this lettered paragraph that remain unencumbered or
28 unobligated at the close of the fiscal year shall not
29 revert but shall remain available for expenditure for
30 the purposes designated until June 30, 2015.

31 d. For implementing the bioeconomy initiative at
32 Iowa state university of science and technology:

33 \$ 7,500,000

34 Notwithstanding section 8.33, moneys appropriated in
35 this paragraph that remain unencumbered or unobligated
36 at the close of the fiscal year shall not revert but
37 shall remain available for expenditure for the purposes
38 designated until the close of the fiscal year beginning
39 July 1, 2014.

40 e. For the college of veterinary medicine at
41 Iowa state university of science and technology for
42 renovations and improvements of facilities including
43 offsite facilities:

44 \$ 1,000,000

45 f. For the economic development core facility
46 located at the research park at Iowa state university
47 of science and technology:

48 \$ 12,000,000

49 g. For costs associated with the renovation,
50 modernization, and construction of a new addition at

1 the pharmacy building at the state university of Iowa:
2 \$ 3,000,000
3 h. For the construction of a new biosciences
4 building at Iowa state university of science and
5 technology:
6 \$ 2,500,000
7 i. For the renovation, modernization, and
8 associated improvements to an educational center for
9 teacher education and preparation at the university of
10 northern Iowa:
11 \$ 1,500,000
12 12. DEPARTMENT OF TRANSPORTATION
13 For the public purpose of defraying costs associated
14 with the operation of a contract air traffic control
15 tower which holds an air agency certificate:
16 \$ 150,000
17 Moneys appropriated by this subsection shall be
18 distributed on a local match basis to the largest city
19 in a county with a population of more than 92,000 and
20 less than 95,000 as of the last preceding certified
21 federal census.
22 13. DEPARTMENT OF VETERANS AFFAIRS
23 a. For remodeling and upgrades to office space at
24 Camp Dodge:
25 \$ 137,940
26 b. For a grant to an American legion post located
27 in a city with a population between one thousand
28 ten and one thousand twenty in the latest preceding
29 certified federal census for the construction of a
30 veteran's reception center and community center:
31 \$ 600,000
32 c. For construction costs associated with the
33 expansion of an equipment and vehicle storage building
34 at the Iowa veterans cemetery:
35 \$ 250,000
36 14. DEPARTMENT OF WORKFORCE DEVELOPMENT
37 For distribution for a public purpose to an entity
38 with a mission of providing education and training
39 for occupations in Iowa's renewable energy production
40 industries and related occupational opportunities:
41 \$ 300,000
42 Notwithstanding section 8.33, moneys appropriated in
43 this subsection that remain unencumbered or unobligated
44 at the close of the fiscal year shall not revert but
45 shall remain available for expenditure for the purposes
46 designated until the close of the fiscal year beginning
47 July 1, 2014.
48 15. STATE FAIR BOARD
49 For infrastructure costs associated with the
50 construction of a plaza on the Iowa state fairgrounds:

1 \$ 1,000,000

2 Sec. 10. RISK POOL TRANSFER.

3 1. There is transferred from the general fund of
4 the state to the department of human services for the
5 fiscal year beginning July 1, 2012, and ending June 30,
6 2013, the following amount to be used for the purposes
7 designated:

8 For deposit in the risk pool of the property tax
9 relief fund created in section 426B.5, for distribution
10 as provided in this section:

11 \$ 13,000,000

12 2. The moneys deposited in the risk pool pursuant
13 to subsection 1 shall be distributed to counties or
14 county regions in the fiscal year beginning July 1,
15 2013, and ending June 30, 2014. The application and
16 award processes for a distribution shall be determined
17 by the risk pool board created in section 426B.5, and
18 the processes determined by the risk pool shall apply
19 in lieu of contrary provisions in section 426B.5,
20 subsection 2. However, the application and award dates
21 determined by the board shall not be later than those
22 specified in section 426B.5, subsection 2.

23 3. a. A distribution of moneys under this section
24 is subject to the same requirement as an equalization
25 payment, as specified in section 426B.3, subsection 4,
26 paragraph "b", as amended by this division of this Act.

27 b. The processes determined by the risk pool board
28 shall give priority to those counties in need of
29 additional funding in order to maintain mental health
30 and disability services that were required to reduce
31 their services fund levy for the fiscal year beginning
32 July 1, 2013, in accordance with section 331.424A,
33 subsection 7, as enacted by 2012 Iowa Acts, chapter
34 1120, section 132. If moneys remain after the needs of
35 such counties are met, the applications of counties for
36 additional funding for continuation of county mental
37 health and disability services to targeted populations
38 that are not funded by the Medicaid program, but that
39 are covered under such counties' service management
40 plan approved for the fiscal year, shall also be
41 considered.

42 c. The risk pool board shall specify financial and
43 service information to be provided with a county's
44 application. The information may include but is not
45 limited to actual and projected cash and accrued fund
46 balances, detailed accounts receivable and payable
47 information, budgeted revenues and expenditures,
48 identification of the need for the amount requested,
49 services provided and populations covered under the
50 service management plan, and costs for the county's

1 services administration.
2 4. If adoption of administrative rules is necessary
3 to implement the processes determined by the risk
4 pool board for the purposes of this section, upon
5 recommendation of the risk pool board the mental health
6 and disability services commission may adopt emergency
7 rules under section 17A.4, subsection 3, and section
8 17A.5, subsection 2, paragraph "b", to implement the
9 processes and the rules shall be effective immediately
10 upon filing unless a later date is specified in the
11 rules. Any rules adopted in accordance with this
12 subsection shall also be published as a notice of
13 intended action as provided in section 17A.4.

14 5. Notwithstanding section 426B.1, subsection 1,
15 moneys deposited to the risk pool pursuant to this
16 section that remain unencumbered or unobligated shall
17 revert to the general fund of the state at the close of
18 the fiscal year beginning July 1, 2013.

19 Sec. 11. REPORTING.

20 1. Annually, on or before January 15 of each year,
21 a state agency that received an appropriation in this
22 division of this Act shall report to the legislative
23 services agency and the department of management the
24 status of all projects completed or in progress. The
25 report shall include a description of the project, the
26 progress of work completed, the total estimated cost of
27 the project, a list of all revenue sources being used
28 to fund the project, the amount of funds expended, the
29 amount of funds obligated, and the date the project
30 was completed or an estimated completion date of the
31 project, where applicable.

32 2. Annually, on or before December 31 of each year,
33 a recipient of moneys appropriated in this division
34 of this Act for any purpose shall report to the
35 state agency to which the moneys are appropriated the
36 status of all projects completed or in progress. The
37 report shall include a description of the project, the
38 progress of work completed, the total estimated cost of
39 the project, a list of all revenue sources being used
40 to fund the project, the amount of funds expended, the
41 amount of funds obligated, and the date the project
42 was completed or an estimated completion date of the
43 project, where applicable.

44 Sec. 12. REVERSION. For purposes of section 8.33,
45 unless specifically provided otherwise, unencumbered or
46 unobligated moneys from an appropriation made in this
47 division of this Act shall not revert but shall remain
48 available for expenditure for the purposes designated
49 until the close of the fiscal year beginning July 1,
50 2016. However, if the project or projects for which

1 such appropriation was made are completed in an earlier
2 fiscal year, unencumbered or unobligated moneys shall
3 revert at the close of that same fiscal year.

4 Sec. 13. EFFECTIVE UPON ENACTMENT. This division
5 of this Act, being deemed of immediate importance,
6 takes effect upon enactment.

7 DIVISION IV

8 SOIL AND WATER CONSERVATION AND WATER QUALITY

9 Sec. 14. SOIL AND WATER CONSERVATION —

10 GENERAL. There is appropriated from the general fund
11 of the state to the department of agriculture and land
12 stewardship for the fiscal year beginning July 1, 2012,
13 and ending June 30, 2013, the following amount, or
14 so much thereof as is necessary, to be used for the
15 purposes designated:

16 1. For use by the department in providing for soil
17 and water conservation administration, the conservation
18 of soil and water resources, or the support of soil and
19 water conservation district commissioners:
20 \$ 7,000,000

21 2. Not more than 5 percent of the moneys
22 appropriated in subsection 1 may be allocated for cost
23 sharing to address complaints filed under section
24 161A.47.

25 3. Of the moneys appropriated in subsection 1, 5
26 percent shall be allocated for financial incentives
27 to establish practices to protect watersheds above
28 publicly owned lakes of the state from soil erosion and
29 sediment as provided in section 161A.73.

30 4. Not more than 30 percent of a soil and water
31 conservation district's allocation of moneys as
32 financial incentives may be provided for the purpose
33 of establishing management practices to control soil
34 erosion on land that is row cropped, including but
35 not limited to no-till planting, ridge-till planting,
36 contouring, and contour strip-cropping as provided in
37 section 161A.73.

38 5. The state soil conservation committee
39 established by section 161A.4 may allocate moneys
40 appropriated in subsection 1 to conduct research and
41 demonstration projects to promote conservation tillage
42 and nonpoint source pollution control practices.

43 6. The allocation of moneys as financial incentives
44 as provided in section 161A.73 may be used in
45 combination with moneys allocated by the department of
46 natural resources.

47 7. Not more than 15 percent of the moneys
48 appropriated in subsection 1 may be used for costs of
49 administration and implementation of soil and water
50 conservation practices.

1 8. The moneys appropriated in this section shall
2 not be used by the soil conservation division of
3 the department of agriculture and land stewardship
4 to provide administrative support to the watershed
5 improvement review board established in section 466A.3.

6 Sec. 15. WATER QUALITY INITIATIVE — SPECIAL
7 PROJECTS.

8 1. There is appropriated from the general fund of
9 the state to the department of agriculture and land
10 stewardship for the fiscal year beginning July 1, 2012,
11 and ending June 30, 2013, the following amount, or
12 so much thereof as is necessary, to be used for the
13 purposes designated:

14 For deposit in the water quality initiative fund
15 created in section 466B.45, if enacted by 2013 Iowa
16 Acts, Senate File 435, for purposes of supporting
17 special projects associated with a water quality
18 initiative administered by the soil conservation
19 division as provided in section 466B.42, if enacted by
20 2013 Iowa Acts, Senate File 435:

21 \$ 10,000,000

22 2. a. Seventy percent of the moneys shall be used
23 to support projects in subwatersheds as designated by
24 the division that are part of high-priority watersheds
25 identified by the water resources coordinating council
26 established pursuant to section 466B.3.

27 b. Thirty percent of the moneys shall be used to
28 support projects in watersheds generally, including
29 regional watersheds, as designated by the division,
30 and high-priority watersheds identified by the water
31 resources coordinating council established pursuant to
32 section 466B.3.

33 3. In supporting projects in subwatersheds and
34 watersheds as provided in subsection 2, the division
35 shall do all of the following:

36 a. Utilize water quality practices as described
37 in the latest revision of the document entitled "Iowa
38 Nutrient Reduction Strategy" initially presented in
39 November 2012 by the department of agriculture and land
40 stewardship, the department of natural resources, and
41 Iowa state university of science and technology.

42 b. Participate with persons who hold a legal
43 interest in agricultural land used in farming. To
44 every extent practical, the division shall provide for
45 collaborative participation by such persons who hold a
46 legal interest in agricultural land located within the
47 same watershed.

48 c. Finance the establishment of water quality
49 practices on a cost-share basis as determined by the
50 division. However, the state's share of the amount

1 shall not exceed 50 percent of the estimated cost of
2 establishing the water quality practice as determined
3 by the division or 50 percent of the actual cost of
4 establishing the water quality practice, whichever is
5 less.

6 4. Notwithstanding any other provision in law
7 to the contrary, the department may use moneys
8 appropriated in subsection 1 in combination with
9 other moneys appropriated to the department from the
10 environment first fund created in section 8.57A for
11 cost sharing to match the United States department of
12 agriculture, natural resources conservation service,
13 wetland reserve enhancement program.

14 Sec. 16. WATER QUALITY INITIATIVE APPROPRIATIONS —
15 FEDERAL MONEYS. The department of agriculture and land
16 stewardship, and its soil conservation division, may
17 use moneys appropriated in this division of this Act
18 to support the water quality initiative, including its
19 projects, in combination with other moneys provided by
20 the United States government.

21 Sec. 17. WATER QUALITY INITIATIVE — REPORT. The
22 department of agriculture and land stewardship shall
23 prepare a preliminary report and final report regarding
24 its efforts to administer the water quality initiative
25 as provided in this division. Each report shall
26 include information regarding the establishment of
27 water quality practices, including demonstration
28 projects, and education and outreach efforts. The
29 department shall deliver the preliminary report to the
30 governor and general assembly not later than January
31 15, 2014, and shall deliver the final report to the
32 governor and general assembly not later than January
33 15, 2015. A report shall not identify an individual or
34 specific agricultural land.

35 Sec. 18. WATERSHED IMPROVEMENT FUND.

36 1. There is appropriated from the general fund of
37 the state to the department of agriculture and land
38 stewardship for the fiscal year beginning July 1, 2012,
39 and ending June 30, 2013, the following amount, or
40 so much thereof as is necessary, to be used for the
41 purpose designated:

42 For deposit in the watershed improvement fund
43 created in section 466A.2:
44 \$ 3,000,000

45 2. Of the amount appropriated in subsection 1,
46 50 percent shall be used for purposes of supporting
47 special projects associated with the water quality
48 initiative administered by the soil conservation
49 division.

50 Sec. 19. NONREVERSION. Notwithstanding section

1 8.33, moneys appropriated in this division of this Act
2 that remain unencumbered or unobligated at the close
3 of the fiscal year shall not revert but shall remain
4 available for expenditure for the purposes designated
5 until the close of the fiscal year beginning July 1,
6 2017.
7 Sec. 20. EFFECTIVE UPON ENACTMENT. This division
8 of this Act, being deemed of immediate importance,
9 takes effect upon enactment.>

SODERBERG of Plymouth